IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF OREGON

DONALD RAY WELLS,

CV. 04-495-HU

Petitioner,

ORDER

v.

OREGON BOARD OF PAROLE AND POST-PRISON SUPERVISION,

Respondent.

MOSMAN, Judge

Petitioner's motion for voluntary dismissal (#38) is GRANTED.

This action is DISMISSED, without prejudice. All pending motions are DENIED AS MOOT.

IT IS SO ORDERED.

DATED this 17th day of October, 2005.

/s/ Michael W. Mosman Michael W. Mosman United States District Judge